

HALLMARK CARDS,  
INCORPORATED,

Plaintiff,

V.

MONITOR CLIPPER  
PARTNERS, LLC, et al.,

Defendants.

Case No. 4:08-CV-00840-ODS

**MOTION FOR INDICATIVE RULING**

Hallmark Cards, Inc. and the Monitor Parties<sup>1</sup> have settled their arbitrations. Accordingly, the current modified stay order in place, which stays all proceedings in this case except “for the limited purpose of permitting [Hallmark] to seek discovery ... from the Clipper Defendants” in aid of its arbitrations, should not be continued. Because the modified stay order is on appeal, Defendants Monitor Clipper Partners, LLC, Monitor Clipper Equity Partners II, LP and Adam Doctoroff (the “Clipper Defendants”) hereby move the Court for an “indicative ruling” pursuant to Federal Rule of Civil Procedure 62.1 and Federal Rule of Appellate Procedure 12.1. For the reasons set forth in the Clipper Defendants’ Suggestions in Support of Motion for Indicative Ruling, which is filed concurrently herewith, the Clipper Defendants respectfully request that the Court enter an “indicative ruling” that it will dissolve the stay in its entirety upon remand of the

<sup>1</sup> Monitor Parties refers to Monitor Company Group Limited Partnership (“Monitor”), Robert Samuelson, Robert Lurie, Mark Pocharski, Steven Levin, and Annica Blake.

current appeal from the Eighth Circuit Court of Appeals so that the parties may litigate the merits of this case.

Dated: April 13, 2010

Respectfully submitted,

/s/ Christopher Pace

Christopher R.J. Pace

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**CERTIFICATE OF SERVICE**

I hereby certify that on April 13, 2010, I electronically filed the foregoing with the Clerk of the Court for the United States District Court for the Western District of Missouri by using the CM/ECF system, which sent notification of such filing to all CM/ECF participants.

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